

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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American Family Mutual Insurance  
Company,

Civ. No. 23-3131 (JWB/DLM)

Plaintiff,

v.

Hantho Farms LLC, doing business as  
Hantho Outdoor Services; Hantho Farms  
Landscaping LLC; Dennis Flom; Dennis  
Konn; Phil Tryke; Steve Schmidgall; Yury  
Millman; Ben Thorson; Jeffrey Swanson;  
Pat Olson; Ted Pestel; Mary Pestel; Ted  
Rich; Shelly Werden; John Steber; Teresa  
Jorgenson; Lev Bakunina; Mike Peterson;  
Michael London; Philip Lindau; Sharon  
Lindau; Eileen Marcus; Dave Ahlm; Ted  
Mandravelis; Chris Mandravelis; Erica  
Nolte; Richard Eklund; Randi Feiler; Tom  
Johnson; John Stephens; Steve Tellers;  
Jesse Horowitz; Beatrice Moreaux; Stacey  
Newstrum; Jim Lang; Kelly Nault; Chris  
Larson; Sarah Rauschenberger; Kevin  
Bjorklund; Guy MacDonald; Stewart  
Rosen; Matt Butryn; Tabatha Patterson;  
Jessica Weng; Harvey Bryant; Marcus  
Super; Vicki Kacalek; Mark Steider; Dylan  
Quaife; Ryan Anderson; Ankit Bhatia;  
Brittany Anderson; Jason Cassidy;  
Matthew Chimento; Rheeta Chowdhury;  
David DeBelser; Saurabh Dua; Matt  
Herlofsky; Muks Kulkarni; Chalisa  
Litecky; Naïve Narayan; Annie Nelson;  
Kurt Nelson; Courtney Padgitt; Jenny  
Padgitt; Parameswar Alla; Jorie Pletcher;  
Rashmi Prasad; Jesus Sandoval; Martin  
Sharp; Erin Sharp; Kusikan Srinivasan;  
Prakash Sripada; Ajith Varghese; Kanishak  
Varshney; Vikram Checkkilla; Dawn

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**ORDER ACCEPTING  
REPORT AND RECOMMENDATION  
OF MAGISTRATE JUDGE**

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Waltemath; JC Rodriguez; Anand  
Tirumalrao; Ranga Narayanam; Angie  
Mahoney; Alex Braginsky; Anish  
Kommenthakkal; Aaron Kalosis; John  
Manning; Tami Parker; Shashan Padiyar;  
Latha Padiyar; Craig Smestad; French  
Ridge Homeowners Association; Phesant  
Trails Homeowners Association; Mission  
Ponds Homeowners Association; Harrison  
Hills Homeowners Association; Allina  
Health Champlin; Blaine Medical Offices;  
Spring Lake Park Marketplace; Town  
Square Professional; Ulysses Medical;  
Northern Tool Distribution,

Defendants.

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United States Magistrate Judge Douglas L. Micko issued a Report and Recommendation (“R&R”) on October 31, 2023. (Doc. No. 16.) No objections have been filed to that R&R in the time permitted. In the absence of timely objections, the R&R is reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996). Having reviewed the R&R, no clear error is found.

Based on the R&R of the Magistrate Judge, and on all the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The October 31, 2023 Report and Recommendation (Doc. No. 16) is **ACCEPTED**;
2. This action is **DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction pursuant to Federal Rule of Civil Procedure 12(h)(3).

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Date: November 27, 2023

*s/ Jerry W. Blackwell*  
JERRY W. BLACKWELL  
United States District Judge